DECLARATION

PLEASANT SQUARE

(A PLANNED UNIT DEVELOPMENT SUBDIVISION)

Located within Donation Land Claim No. 59, in the Southwest Onequarter of the Northeast One-quarter of Section 13, Township 37 South, Range 2 West of the Willamette Meridian, in the City of Medford, Jackson County, Oregon.

PREPARED FOR:

BUNTIN CONSTRUCTION, LLC. 572 Parsons Drive, Sulte 100 Medford, Oregon 97501

SURVEYOR'S CERTIFICATE:

I. Cael E. Neathamer, a Registered Professional Land Surveyor of the State of Oregon, do hereby certify that I have correctly surveyed and marked with the proper monuments as provided by law, the tract of land shown hereon and that this plat is a correct representation of said tract and that the following is an accurate description of the boundary:

All that real property located within Donation Land Claim No. 59, in the Southwest One-quarter of the Northeast One-quarter of Section 13, Township 37 South, Range 2 West of the Williamette Meridian, in the City of Medford, Jackson County, Oregon, being more particularly described as

Commencing at a point on the southerly right of way of Midway Road (which bears North 89°54'50" West, 3383.17 feet and North 1287.55 feet from the Southeast Corner of Donation Land Claim No. 38 in Township 37 South, Range | West of the Williamette Meridian, in the City of Medford, Jackson County, Oregon); thence along said right of way, North 89°50'20" West, 30.25 feet to the northeast corner of that tract of land as described in Instrument Number 2006-015480 of the Official Records of Jackson County, Oregon; thence along the easterly boundary of said tract, South 11.50 feet to the southeast corner thereof, and the True Point of Beginning; thence continuing South, 238.45 feet to a 5/8 inch iron pin; thence North 89°54"50" West, 134.20 feet to a 5/8 inch iron pin; thence South 26.10 feet to a 5/8 inch iron pin; thence North 89°54"50" West, 80.00 feet; thence North 264.83 feet to the southwest corner of that tract of land as described in aforesaid Instrument Number 2006-015480; thence along the south boundary of said tract, South 89°50'20" East, 214.20 feet to the Point of Beginning.

C	all	٤.	neathann	
			Surveyor	

RELEASE:

South Valley Bank & Trust, as the surviving holder of beneficiary interest under that certain Trust Deed recorded as Instrument Number 2006-024942, of the Official Records of Jackson County, Oregon, of said records, does hereby release from lien of said Trust Deed all property shown hereon as dedicated to public use.

signed this 44 day of October

Bob Foote, Vice President Commercial Lending Group South Valley Bank & Trust

STATE OF OREGON \$ 55 County of Jackson

Before me, the undersigned Notary Public, personally appeared the above-named Bob Foote, Vice President Commercial Lending Group, South Valley Bank & Trust, acknowledged the foregoing instrument to be his voluntary act and deed.

NOTARY PUBLIC-OREGON COMMISSION NO .: MY COMMISSION EXPIRES:

DATE <u>/0-30-06</u> BY 150 This survey consists of: _sheet(s) Map __page(s) Narrative JACKSON COUNTY SURVEYOR

** RECEIVED **

REGISTERED PROFESSIONAL LAND SURVEYOR

Surveyor

56545 Renewal Date 12/31/06

RELEASE:

6&M Property Development, LLC, an Oregon limited liability company, as holder of beneficiary interest under that certain Trust Deed recorded as Instrument Number 2006-024943, of the Official Records of Jackson County, Oregon, of said records, does hereby release from lien of said Trust Deed all property shown hereon as dedicated to public use.

Signed this 10th day of October Grace E. LaFever, Member G&M Property Management, LLC

STATE OF OREGON > SS County of Jackson

Personally appeared the above named Grace E. LaFever, known to me to be a member of G&M PROPERTY DEVELOPMENT, LLC., an Oregon limited liability company, and acknowledged the foregoing instrument, pursuant to authorization by the members of said company, to be their voluntary act and deed.

WITNESS my hand and seal this 10th day of October NOTARY PUBLIC-OREGON 403413 COMMISSION NO .: April 10, 2010 MY COMMISSION EXPIRES:

APPROVALS:

I certify that, pursuant to the authority granted in Ordinance No. 5785, of the City of Medford Municipal Code, that this plat is hereby approved.

Planning Director

PLANNING FILE NUMBER: PUD-04-303

Examined and approved this 17th day of October City Surveyor

All taxes, fees, assessments, or other charges as required by O.R.S. 92.095 have been paid as of

nined and approved as required by O.R.S. 92.100 this 2

RECORDING

FILED FOR RECORD THIS THE 30 DAY OF OCTOBER, 2006, AT 1:24 O'CLOCK A.M. AND RECORDED IN VOLUME 32 OF PLATS AT PAGE 90 OF THE RECORDS OF JACKSON COUNTY, OREGON.

Approved for Recording

I hereby certify that this is an exact copy of the original. Call E. Meathanus

carl 2. Mathamus

JULY 09, 2001 CAEL E. NEATHAMER

PREPARED BY: Neathamer Surveying, Inc. 3132 State St, Suite 110 P.O. Box 1584 Medford, Oregon 97501 Phone (541) 732-2869 FAX (541) 732-1382

PLOT DATE: October 2, 2006 PROJECT NUMBER: 04016 Sheet 1 of 2

Jackson County Assessors Map No.: 37 2W I3AC, Tax Lots 200, 203 \$ 300

Drawing N: WSi Projects/Buntin Construction/Cranston-LaFever/O4016 Midway Multi-Plex/FP Pleasant Sq.pro

Terry L. Buntin, Member By-LAWS 2006-054666 Buntin Construction. LLC STATE OF OREGON County of Jackson Personally appeared the above named Terry L. Buntin, known to me to be a member of BUNTIN CONSTRUCTION, LLC., an Oregon limited liability company, and acknowledged the foregoing instrument, pursuant to authorization by the members of said company, to

KNOW ALL PERSONS BY THESE PRESENTS, that BUNTIN CONSTRUCTION, LLC

an Oregon limited liability company, hereinafter referred to as Declarant is the fee title owner of the real property as depicted hereon, being more particularly described in the "SURVEYOR'S CERTIFICATE" herewith. Declarant has caused this tract of land to be surveyed and platted into lots, easements,

and Common Space, as depicted hereon, and the number of each lot and the

and Common Space, as depicted hereon, and the number of each lot and the course and length of all lines are plainly set forth, and this plat is a correct representation of the subdivision, and the Declarants hereby designate this planned unit development subdivision as "PLEASANT SQUARE". Declarant hereby dedicates to the City of Medford, for public use, all public easements depicted hereon. Declarant hereby creates: the "COMMON AREA", for the use and benefit of the owners, their heirs and assigns of Lots numbered I through 16; a Private Storm Drain Easement (PSDE), over through and across

Lots 12 and 13; and, Reciprocal Access Easements (RAE), over, through and across Lots 1 through 16, which shall allow for pedestrian access across said lots, as depicted hereon. Said Common Area shall allow for: private vehicular

and service lines. Pleasant Square shall be subject to those Covenants,

Conditions and Restrictions as contained in Instrument Number 2006-054665 , of the Official Records of Jackson County, Oregon.

and pedestrian access for ingress and egress; parking and maneuvering areas; emergency vehicular and pedestrian ingress and egress; and, private utilities

be their voluntary act and deed. WITNESS my hand and seal this 10th day of October NOTARY PUBLIC-OREGON 403413 COMMISSION NO .: MY COMMISSION EXPIRES: <u>April 10, 2010</u>

SURVEY NARRATIVE TO COMPLY WITH PARAGRAPH 209.250, OREGON REVISED STATUTES

PURPOSE: Perform a boundary survey and prepare a Final Plat pursuant to Client's instructions and as approved by the City of Medford Planning Commission (File No. PUD-04-303).

PROCEDURE: Utilizing a Nikon DTM-520 and a Ranger 200R with TDS software, and a Trimble 5700 Global Positioning System (GPS) with a Trimble TSCe data collector, all found monuments were tied via closed traverses or by redundant ties. Records utilized were: Document Number 2006-024941 of the Official Records of Jackson County, Oregon; Surveys Numbered: 3127 and 13222, as filed in the office of the Jackson County Surveyor.

Basis of bearings obtained per Survey Number 13222, between the found monuments depicted hereon, being the centerline of Midway Road. Utilizing record dimensions, established the southerly right of way.

Utilizing said right of way and the found monument per Survey Number 3127, established the northerly boundary. Utilizing said Document Number 2006-024941 and the found monuments per Survey Number 3127, established the easterly, southerly and westerly boundaries, as depicted hereon.

The interior lot corners were computed, and monuments were set as depicted hereon. The first monument of which was set on August 23, 2006.

19390

PLEASANT SQUARE (a planned unit development), is subject to the following matters of record:

canals of the Roque River Valley Irrigation District.

levies and assessments thereof.

1) Regulations, including levies, assessments, water and irrigation rights and easements for ditches and

2) Subject property located within the boundaries of the Rogue Valley Sewer Serives, and subject to the

Jackson County Assessors Map No.: 37 2W I3AC, Tax Lots 200, 203 & 300 Drawing N: WSI Projects\Buntin Construction\Cranston-LaFever\04016 Midway Multi-Plex\FP Pleasant Sq.pro O

3) Easement for one anchor and guy wire per Volume 599, Page 72 of the Deed Records of Jackson

4) Building Site Improvement Agreement, including the terms and provisions thereof, as recorded in

County, Oregon (none of which exists within the bounds of the subject tract).

Document Number 2006-014911 of the Official Records of Jackson County, Oregon.

PLEASANT SQUARE (A PLANNED UNIT DEVELOPMENT SUBDIVISION) PREPARED FOR: Located within Donation Land Claim No. 59, in the Southwest Onequarter of the Northeast One-quarter of Section 13, Township 37 South, Range 2 West of the Willamette Meridian, in the City of BUNTIN CONSTRUCTION, LLC. 572 Parsons Drive, Sulte 100 Medford, Jackson County, Oregon. FD. 5/8" IRON PIN Medford, Oregon 97501 PER SN 909 N89°50'20"W 401.87 ((N89°50'30"W 402.06')) EXISTING R/W POST MONUMENTATION CERTIFICATE 571°37'20"E BASIS OF BEARINGS: 589°50'20"E 1729.62 [589°50'20"E | 1729.54'] All monuments will be set on or before the FD. 1/2" IRON PIN CENTERLINE MIDWAY ROAD 123.231 500°09'40"W (ORIGIN UNKNOWN) 1st of November, 2007. -South 5.00' [South 5.00'] 20.00' 589°50'20"E 214.20 N89°54'50"W, 3383.17' AND EXISTING R/W All monuments are now set, on this ____day $\overline{\mathbf{0}}$ 134.06 NORTH 1287.55' FROM S.E. €8509°50'20'€ **UMMINGS** FD. 2-1/2" BRASS CAP MARKED "CITY OF 11.50' R/W DEDICATION (2463 SF) PER DOC. NO. 2006-015480 ---CORNER OF DLC 38] Refer to Document Number MEDFORD CITY SURVEYOR" AT INTERSECTION 1\ 30.25' (INTIAL POINT) 214.20 of the Official Records of Jackson County, 589°50'20"E 70.11" OF MERRIMAN ROAD & MIDWAY ROAD [589°50'20"E 70.11'] N89"50'20"W 127.79' N89°50'20" 76.42" NI3°55'36"E 0.38 West 70.60' DETAIL "A" Jackson County Surveyor LOT 1 **LOT 16** 1,836 SF 1,836 SF L1 South $4.00' \sim -\frac{21}{RA}$ South 4.00' South 4.00'- RAE RAE _ South 4.00' West 70.60' ---West 70.60' LEGEND: LOT 2 **LOT 15** 1,836 SF Indicates a set 5/8 inch diameter iron pin, 24 inches in length, 1,836 SF WLE V with an orange plastic cap marked "C.NEATHAMER LS 56545". (deferred per the Post Monumentation Certificate hereon.). West 70.60 West 70.60 LOT 3 Indicates a set 5/8 inch diameter iron pin, 30 inches in length, LINE TABLE **LOT 14** 1,836 SF with an orange plastic cap marked "C NEATHAMER LS 56545". 1,836 SF RK LINE BEARING DISTANCE South 4.00'____ Indicates a found 5/8 iron pin per SN 3127, or as noted hereon. South 4.00' 584°50'20"E LI 10.00' South 4.00'---South 4.00' L2 500°09'54"W 32.00 Indicates a found brass cap per SN 13222. West 70.60' ---West 70.60' L3 500°09"54"W 32.20' LOT 4 L4 589°50'06"E **LOT 13** 24.821 Indicates a found 5/8 inch iron pin with plastic cap marked "D. 1,836 SF SUBDIVISION L5 | 584°50'06"E McMahan LS 1913" per SN 13222. 38.18 1,836 SF 2.00' PSDE WLE L6 | NOO°00'00"E 5.00' Indicates a computed position. West 70.60' L7 589°50'06"E 24.80' West 70.60' L8 589°50'06"E LOT 5 38.20 2.00' LOT 12 PSDE Indicates record information as per SN 3127. L9 500°09'54"W 47.00' 1,836 SF 1,836 SF LIO 500°09'54"W 47.00' South 4.00' - 21.50' Indicates record information as per SN 909. LII 589°50'06"E 24.67 South 4.00 RAE | South 4.00 LI2 589°50'06"E 38.33 South 4.00'- RAE Indicates record information as per SN 13222 LI3 589°50'06"E 24.65 West 70.60' ---West 70.60' ---MIT-MON LI4 Indicates a "Witness Monument". 589°50'06"E 38.35 LOT 6 LI5 500°09"54"W 47.00' LOT 11 1,836 SF L17 Indicates a survey filed by number in the office of LI6 500°09"54"W 47.00' 1,836 SF the Jackson County Surveyor. 5' WLE' LI7 589°50'06"E 24.52' L19 West 70.60 LIB 589°50'06"E r Lž0 West 70.06 38.48 Indicates an instrument recorded by Volume and Page LI9 589*50'06"E 24.50 L23 of the Deed Records of Jackson County, Oregon. LOT 7 **LOT 10** L20 589°50'06"E **38.50**' WLE' 1,836 SF 1,836 SF L2I 500°09'54"W Indicates a Public Utility Easement created per Doc. 47.00' South 4.00'~ L22 500°09'54"W No. 2006-015481. 47.00' South 4.00' L23 589°50'06"E 24.37 South 4.00'---South 4.00' L29 PSDE Indicates a private storm drain easement, being L24 589°50'06"E 38.63 West 70.60' --7060' created hereon. L25 589°50'06"E 24.35 LOT 8 North LOT 9 L26 | 584°50'06"E *38.6*5' RAE Indicates a Reciprocal Access Easement, being 1,836 SF L31 L27 500°09'54"W 1,820 SF 16.97 created hereon (refer to Declaration). West 70.60' West 54.60' L28 500°09'54"W 45.40' L29 989°50'06"F Indicates a Public Sanitary Sewer Easement, being L30 500°09"54"W 10.00' created hereon (refer to Declaration). L33 0-100 L31 589°50'06"E "589°5450"E 17.29' WLE Indicates a Public Waterline Easement per Doc. No. L32 500°09"54"W 29.88' 18.64 COMMON AREA 2006-010525. L33 589°54'50"E 10.00 N89°54'50"W 134,20' (SHADED AREA) 23,840 SF (NO9°54'50"W 134.20") (589°54'50"E FD. I" IRON PIPE *30.00')* 2.9' FNC Indicates the distance and which side from the bound-(ORIGIN UNKNOWN) ary line that the centerline of fence line is located. 500°00'00"M 26.10' N41°04'39"W 6.65'-(500°00'00"W 26.10') Indicates the centerline of an existing fence. N89°54'50"W 80.00 80.15' 589°54'50"E 160.15' (589°54'50"E 160.00')----I hereby certify that this is NOTES: an exact copy of the original. BASIS OF BEARINGS:

** RECEIVED **

DATE 10-30-06 BY 155

This survey consists of:

__sheet(s) Map

D page(s) Narrative

JACKSON COUNTY

SURVEYOR

Coul E. Keathamus

Surveyor

REGISTERED **PROFESSIONAL**

LAND SURVEYOR

OREGON

CAEL E. NEATHAMER

Renewal Date 12/31/06

56545

SCALE |" = 30"

60

30

JULY 08, 2001

Carl E. Heatham

THE CENTERLINE OF MIDWAY ROAD PER SURVEY NUMBER 13222, AS FILED IN THE OFFICE OF THE JACKSON COUNTY SURVEYOR, AND AS DEPICTED HEREON.

PREPARED BY: Neathamer Surveying, Inc. 3132 State St, Suite 110 P.O. Box 1584 Medford, Oregon 97501 Phone (541) 732-2869 FAX (541) 732-1382

PLOT DATE: October 2, 2006 PROJECT NUMBER: 04016

Sheet 2 of 2